## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF MISSISSIPPI OXFORD DIVISION

WM. ROBERTS WILSON, JR. AND ROBERTS WILSON, JR., P.C. successor to WM. ROBERTS WILSON, JR., P.A.

**PLAINTIFFS** 

**DEFENDANTS** 

VS.

CIVIL ACTION NO. 3:09CV006-NBB-SAA

RICHARD F. SCRUGGS, RICHARD F. SCRUGGS, P.A., SMBD, INC. f/k/a SCRUGGS LEGAL, P.A. f/k/a SCRUGGS, MILLETTE, BOZEMAN AND DENT, P.A., SLF, INC. f/k/a THE SCRUGGS LAW FIRM, P.A., EDWARD J. PETERS, STEVEN A. PATTERSON, TIMOTHY BALDUCCI, DAVID ZACHARY SCRUGGS, and JOHN DOES 1-10

## PLAINTIFFS' MOTION FOR EXTENSION OF TIME TO FILE RESPONSE TO DEFENDANT STEVEN A. PATTERSON'S MOTION TO DISMISS

COME NOW the plaintiffs, Wm. Roberts Wilson, Jr., and Roberts Wilson, Jr., P.C., by and through their attorneys, and file this motion for thirty additional days from September 8, 2009, to file a response and submit a memorandum in opposition to the motion to dismiss filed by defendant Steven A. Patterson. In support of this motion, Wilson would show that the schedules of counsel necessitate more time to formulate a response in this action and that there is no objection from the defendant Patterson to this request for thirty additional days.

WHEREFORE, PREMISES CONSIDERED, Wilson prays for thirty additional days or until October 8, 2009 to file an opposition and memorandum in opposition to the motion filed by the defendant Steven A. Patterson cited above.

Respectfully submitted, this the 28<sup>th</sup> day of August, 2009.

MERKEL & COCKE A Professional Association Post Office Box 1388 30 Delta Avenue Clarksdale, Mississippi 38614 (662) 627-9641 (662) 627-3592 telefax Attorneys for Plaintiffs

By:/s/Charles M. Merkel, Jr.
CHARLES M. MERKEL, JR. (MSB2884)
cmerkel@merkel-cocke.com

## OF COUNSEL:

VICKI R. SLATER, MSB# 9759 VICKI R. SLATER, ATTORNEY AT LAW, P.A. 1554 LAKESIDE DRIVE POST OFFICE BOX 23981 JACKSON, MISSISSIPPI 39225-3981 TELEPHONE: (601)987-8184

FACSIMILE: (601)987-8188

WILLIAM B. KIRKSEY, MSB# 4183 **KIRKSEY & ASSOCIATES** POST OFFICE BOX 33 JACKSON, MISSISSIPPI 39205-0033 TELEPHONE: (601)354-4662 FACSIMILE: (601)354-2433

CYNTHIA I. MITCHELL, MSB #3356 CHARLES M. MERKEL, JR. MSB# 2884 MERKEL & COCKE, P.A. 30 DELTA DRIVE **POST OFFICE BOX 1388** CLARKSDALE, MISSISSIPPI 38614-1388 TELEPHONE: (662)-627-9641

FACSIMILE (662)627-3592

## **CERTIFICATE OF SERVICE**

I hereby certify that on August 28, 2009, I electronically filed the foregoing with the Clerk of the Court using the ECF system which sent notification of such filing to the following:

Gerald H. Jacks, Esquire Jamie F. Jacks, Esquire Jacks, Adams & Norquist, P.A. gjacks@jacksadamsnorquist.com ijacks@jacksadamsnorquist.com

Hiram Eastland, Jr, Esquire eastlandlaw@bellsouth.net

J. Cal Mayo, Jr., Esquire Paul Bowie Watkins, Jr., Esquire Pope S. Mallette, Esquire cmayo@mayomallette.com pwatkins@mayomallette.com pmallette@mayomallette.com

Michael D. Greer, Esquire mgreer@greerlawfirm.com
Attorney for Steve Patterson

Judson M. Lee, Esquire <u>jlee@ms-lawyer.net</u>
Attorney for Ed Peters

William B. Kirksey, Esquire mslawyer4183@aol.com
Attorney for Plaintiffs

And I hereby certify that I have mailed by United States Postal Service the document to the following non-ECF participants:

Timothy Balducci 12739-042 FCI-Estill Satellite Camp - Unit F P.O. Box 699 Estill, SC 29918

> By: /s/Charles M. Merkel, Jr. CHARLES M. MERKEL, JR., MSB 2884